

REMARKS

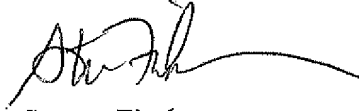
The Office Action rejected Claims 1-13 and 15-19 under 35 U.S.C. §102(a/e) as being allegedly anticipated by U.S. Patent No. 6,052,531 ("Waldin"). Without conceding to the propriety of the rejections, applicant in this reply is amending independent claims 1, 9, 15 and 18 to further clarify what is being claimed. Support for the amendments can be found at least on pages 7-8 of the originally filed specification.

Waldin as understood by applicant discloses incremental update patches that contain information necessary to transform one version of an application to another version. Waldin, however, does not disclose or suggest every element claimed in independent claims 1, 9, 15 and 18 as amended. For instance, Waldin does not disclose or suggest at least, "instructions to amend said first signed piece of code so that a signature belonging to said second signed piece is the same signature for a corresponding second signed piece of existing at the software provider." Rather, Waldin discloses that its binary patch files are digitally signed compressed executable modules.

Claims 2-8, 10-13, 16-17, and 19 which depend directly from the independent claims 1, 9, 15, and 18, incorporate all of the limitations the corresponding independent claims and are therefore also not anticipated by Waldin for at least those reasons provided for claims 1, 9, 15, and 18.

In view of the foregoing, Applicants respectfully request reconsideration, withdrawal of all rejections, and allowance of all pending claims in due course.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Steven Fischman', with a long horizontal flourish extending to the right.

Steven Fischman
Registration No. 34,594

Scully, Scott, Murphy & Presser
400 Garden City Plaza, Suite 300
Garden City, N.Y. 11530
(516) 742-4343